
Executive**DOTCD41 Motor Fuel Tax Revenue Distribution****Section: 506.20**

Requires the first 2% of monthly motor fuel tax receipts to be deposited to the credit of the Highway Operating Fund (Fund 7002).

Permits the Director of OBM, upon the request of the Director of Public Safety, to make periodic transfers of cash totaling \$16,220,000 in each fiscal year from Fund 7002 to the State Highway Safety Fund (Fund 7036).

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OBMCD4 Public Services Provided by Private, Local, or Regional Entities**R.C. 126.60, 126.601 to 126.605**

- (1) Allows the Director of OBM and the authorized representative of a responsible state agency to enter into contracts for the provision of public services with private sector entities and local or regional public entities, or any group or combination thereof, including by generating additional resources in support of those public services and related projects. Specifies that the Director of Transportation is the authorized representative of the Ohio Turnpike Commission and is authorized to exercise all powers of the Ohio Turnpike Commission for the purposes of entering into a contract for the provision of public services.
- (2) Requires the Director of OBM to publish notice of its intent to enter into a contract for public services and any related project before the contract is finalized. Requires the notice to include a general description of the public service to be provided, the qualifications or proposals being sought, and a statement informing interested parties of the opportunity to submit their qualifications or proposals, or both. Requires the notice to be published 30 days prior to the deadline for submitting qualifications or proposals.
- (3) Specifies the actions the Director of OBM and the responsible state agency must or may take, depending on the circumstances and discretion required to be exercised, in evaluating qualifications and proposals for the provision of public services.
- (4) Specifies that any contract entered into for the provision of public services may contain terms, as deemed appropriate by the Director of OBM, in consultation with the responsible state agency, including the duration of the contract, which is not to exceed 75 years, rates or fees for the public services to be provided, standards for the public services to be provided, required financial assurances, financial and other data reporting requirements, reasons and procedures for termination of the contract, and so forth.
- (5) Prohibits the Prevailing Wage Law from applying to any project and the Public Employee Collective Bargaining Law from applying to any employees working at or on a project to provide public services.
- (6) Requires the Controlling Board to approve any invitation for qualifications or proposals and any related contracts negotiated to provide public services. Allows the Controlling Board to approve any transfer of moneys and funds necessary to support the public service.
- (7) Exempts any project or part thereof owned by the state pursuant to any contract for the provision of public services from taxation or assessments if, in the absence of the contract, the project would otherwise be exempt from taxation and

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assessments levied by the state and its political subdivisions. Exempts from taxation levied by the state and its political subdivisions the gross receipts and income of an entity providing public services for a project owned by the state pursuant to a contract.

(8) Permits the Director of OBM, in consultation with the responsible state agency, to retain or contract for the services of commercial appraisers, engineers, investment bankers, financial advisors, accounting experts, and other consultants, independent contractors or providers of professional services as are necessary in the judgment of the Director to effectuate a contract for the provision of public services.

Fiscal effect: Uncertain. Provides the authority for the state to enter into agreements to privatize assets or services. Specific fiscal effects would depend on the negotiated terms of each contract.

Executive**DEVCD10 Prevailing Wage Requirements for Development Projects**

**R.C. 4115.032, (Repealed), 166.02, 1551.33,
1728.07, 4116.01, Repealed: 122.0818,
122.452, 165.031, 1551.13, 3706.042, 4981.23**

Removes the requirements that prevailing wage be paid to contractors for:

- (1) projects under the Department of Development's Job Ready Sites Program;
 - (2) any industrial, distribution, commercial, and research projects receiving funding from the Department under Chapter 122. of the Revised Code;
 - (3) projects involving the acquisition, construction, improvement, or equipping of property for industry, commerce, distribution, or research under Chapter 165. of the Revised Code;
 - (4) projects receiving funding from the Department under Chapter 166. of the Revised Code;
 - (5) energy resource development projects or facilities supported by the Department under Chapter 1551. of the Revised Code;
 - (6) projects undertaken by community urban redevelopment corporations in conjunction with municipal corporations under Chapter 1728. of the Revised Code;
 - (7) air quality projects financed by the Ohio Air Quality Development Authority under Chapter 3706. of the Revised Code;
and
 - (8) rail service projects funded by the Ohio Rail Development Commission under Sections 4981.11 to 4981.26 of the Revised Code
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